## EXHIBIT C



December 4, 2022

Christian Cowart T: (972) 694-9686 ccowart@creedon.com

Conrad Borrell & Conradical Sàrl c/o Andrés Arnaldos 57 Turner Pl., #2 Brooklyn NY 11218

Via Mail & E-Mail: andres.arnaldos@almaranlaw.com

RE: Reminder of Obligations Under the Video Game Licensing Agreement and Demand for Retraction and Clarification of Defamatory Statements

Dear Mr. Borrell & Conradical Sàrl:

We represent Digerati Distribution & Marketing, LLC ("Digerati"). Having reviewed your letter dated November 29, 2022, Digerati has not breached the Video Game Licensing Agreement ("Agreement") dated September 10, 2021 by and between Digerati and Conradical Sàrl, by Conrad Borrell (collectively, "You" or "Your").<sup>1</sup>

It has come to Digerati's attention that You are making disparaging statements regarding Digerati in a manner that is harmful to its business, the Licensed Game, and the personal reputation of its employees. Digerati is also concerned about how these statements negatively impact You and Your Licensed Game, which is your creation. Digerati is here to help ensure the success of You and Your Licensed Game.

With that, Digerati demands that You delete, correct, and retract any disparaging statements you have made by December 6, 2022 pursuant to Texas Civil Practice & Remedies Code § 73.055(c).

In accordance with Texas Civil Practice & Remedies Code § 73.055(d), Digerati provides You with the following statements made by You that are false and defamatory with the defamatory meaning in the attached **Schedule A**.

Accordingly, Digerati demands that You issue a correction statement to remedy the harm in substantially the following form (italicized below):

As to the release of The Outbound Ghost on Nintendo Switch on December 1, 2022, I must make clear the following:

<sup>&</sup>lt;sup>1</sup> Capitalized terms used but not defined herein have the meanings ascribed to them under the Agreement.



- 1. After some research I have realized that the released version is in fact the one that I tested previously, and I was aware of the version of the game which was to be launched.
- 2. Any comments I have made following the release should not be interpreted as me having been let down by Digerati Distribution, who have been nothing but fully supportive throughout the development of the game and have helped me to successfully release my first game.

Both Digerati and I are disappointed that the intended day one patch for the game has not yet been made available.

We request that you issue this statement to mitigate the damage caused by your defamatory statements by at least **December 5**, **2022**.

We also notify you of Your promise in Section 6(b) of the Agreement:

**Return or Destruction.** Whenever requested by a disclosing Party a receiving Party shall immediately: (i) return to the disclosing Party all manifestations of the Confidential Information<sup>2</sup> or, (ii) at the disclosing Party's option, destroy all such Confidential Information as the disclosing Party may designate, provided such Confidential Information is not required for the performance by the receiving Party of its obligations hereunder.

In addition to deleting these statements for being disparaging and defamatory, Digerati demands that you destroy them these statements that contain manifestations of Confidential Information concerning the business and operations concerning Your Licensed Game.

Moreover, if you fail to comply with the demands set forth above within 30 days, then Digerati may reduce or delay all or any portion of any payment owed to You under the Agreement for the period that You remain in breach pursuant to Section 1(c) of Exhibit C.

In addition, we hereby demand that you immediately take all necessary action to prevent further disparagement of Digerati and its officers, directors, employees, or agents, including retracting any statements made that disparage such persons.

Please direct any questions to me at <a href="mailto:cowart@creedon.com">ccowart@creedon.com</a>.

This notice is made without prejudice to any of our rights, powers, privileges, remedies, and defenses, now existing or hereafter arising, all of which are hereby expressly reserved.

<sup>&</sup>lt;sup>2</sup> In the Agreement, "Confidential Information" means "the material, data, systems and other information concerning the operation, business, financial affairs, products, customers, trade secrets and intellectual property of a Party that may not be accessible or known to the general public, including, but not limited to the terms of this Agreement."



Sincerely,

CHRISTIAN J. COWART

cc: jo

conrad@conradicalgames.com sonia.borrell@me.com

## Statements Demanded for Deletion, Retraction, & Correction

No.	STATEMENT	FALSITY
1.	Coopered Criston-Bridge 1, 201, 201.  11 Execution Collection Coll	False statement where you are hurting sales and our reputation by falsely stating that you had not approved the other versions when you did approve those versions.
2.	The Outbound Ghost released on PlayStation 4/5 yesterday, and on Nintendo Switch today, I have already received worrying messages concerning its performance. I never wanted this version of the game to come out but due to direcumstencies out of my control, this is the one that was released. I am doing every thing that I can to get the relevant parties to fix their mistakes, and I will keep you all up to date as much as possibly can.  Conrad. Lead Developer of The Outbound Ghost	False statement because You were fully aware which version would be released and that there would be a patch. Conversations about patches with You will be made available if necessary.
3.	The Outbound Shout I OUT MOW (Sink in b It can you missed if, this was my statement regarding the contain versions of the game.  Pensas gird die original post a referent so that compare affected care size if. The or that all sixed care in the compare affected care in the first state.  By the Outbound Cheet I COUT NEW (I in k Byperding the Network Glanch, Pay/Chairon 6, and Pay/Chairon 6 release of The Outbound Cheet.  I man so correlately disappointed and I will do everything in my proven to do not not a given to grow and to give the game, the December sight.  For room of the owner to play the game, the December wereforn in the post that have reproved.  If the December Sight of the control of the	The Outbound Ghost   OUT NOW  Control NOW!  The PlayStation 2 was my first console ever and it's crazy to see my game having released on PlayStation 4 and PlayStation 5 TODAY II  RT to help out Would mean a lot:)  (Switch release tomorrow)  1004em - 30 for 2022 - Twitter Web App 38 Pepter 259 Relevents 832 Likes

No.	STATEMENT	FALSITY
4.	The Outbound Ghost   OUT N 24m Replying to @Yonah71864345 @OctoRock I personally was not able to test the version of the game that's out now on consoles. Would like to make that very clear.	False statement that you "[wer]e not able to test the version of the game that's out now on consoles" because You did test the game. Specifically, we have messages that You tested the game, including that you "[m]anaged to test it out on docked."  Conrad Grindheim 4:37 PM  Hey! Managed to test it out on docked, and to me it seems not so much better maybe 20fps at most  Oct 28th  Samir Duran Kuri 7:12 PM  Hey @Conrad Grindheim, this is the latest build of the game on Switch with the latest optimisation on LODs for trees and grass: https://drive.google.com/drive/folders/ 1yH-1PaDFKexd59uDBekQZQE-a6LFURZO? usp=sharing  The game is running much more smoothly. If we can get your opinion on the assets, it would be amazing!  Conrad Grindheim #54 PM  Hi @Samir Duran Kuri just did a test, and overall it's a huge improvement! Specifically on handheld mode it's a night and day difference!
5.	I am so incredibly disappointed and I will do everything in my power to do what's right.	False statement where you are hurting sales and our reputation by implying that we are not actively attempting to fix any mistakes.
6.	"Get the relevant parties to fix THEIR mistakes"	False statement where you are hurting our reputation by implying that we are not actively attempting to fix any mistakes.
7.	For now, if you want to play the game, the Steam version is the one that I have approved.	False statement where you are hurting sales and our reputation by falsely stating that you had not approved the other versions when you did approve those versions.

No.	STATEMENT	FALSITY
8.	The Outbound Ghost   OUT NOW  @OutboundGhost  Replying to @KanlebKensinger  Haha dont worry im not in charge  of the ports. This wouldnt have  happened otherwise	False statement where you are hurting sales and our reputation by falsely stating that you were not involved in the porting process. You were kept fully updated throughout the porting process. We will provide copies of Slack messages and other communications between You, Digerati, and the porting company, if necessary.
9.	Jo Send a tweet to @DigeratiDM, the publisher of The Outbound Ghost. I have been told that everything would be ready for the launch	False statement where you are directing others to republish your defamatory statements and hurting our reputation. You were not told everything would be "perfect" and knew there would be some issues that would need to be fixed with a patch. We will provide copies of Slack messages and other communications between You, Digerati, and the porting company, if necessary.
10.	The is shoulding to see, saide from a few mens visual bags, the represence has been note therefore on PSS  figor the game reaches a state the team is happy with Best of Luck.  The Outboard Good   OUT NOW   Regarding the Vinerace should   Whythaton 4, and Hightation 5 where of the Collocard Should should be anything in my power to do what I gain to understand the should be s	False statement where you are needlessly bringing attention to bugs on PS5 in a manner that is falsely implying that we are not proactively attempting to resolve the "minor visual bugs." You are hurting our sales.

No.	STATEMENT	FALSITY
11.	In case you missed it, this was my statement regarding the console versions of the game.  Please give the original post a retweet so that everyone affected can see it.  This san't what I wanted, I never played/approved this varion of the game.	False statement where you are directing others to republish your defamatory statements, which is causing harm as shown in the image below:  The Outbound Ghost I OUT HOW (Link in blo)  As absertion WY) allow to given figure; as the same of that two draft.  Out two particular and the same of that two particular and given figure; as the same of that two draft.  Out two particular and the same and and story of genere.  Reply and the reason and and story if the same reason and particular and the same story of genere.  Reply and the reason and particular and two particular and the same story of genere.  Reply and the reason and particular and the same story of genere.  Reply and the reason and particular and the same story of genere.  Reply and the reason and particular and the same story of genere (we are same story of genere).  Reply and the reason and particular and the same story of genere (we are same story of genere).  Reply and the reason and particular and the same story of genere (we are same story of genere).  Reply and the reason and particular and the same story of genere (we are same story of genere).  Reply and the reason and particular and the same story of genere (we are same story of genere).  Reply and the reason and particular and the same story of genere (we are same story of genere).
12.	The Outbound Ghost   OUT NOW (Link In bio)  For complete transparency and to be pro-consumer, I've shared this video of how The Outbound Ghost runs on Nintendo Switch.  I've put a link to my statement in the thread below. Just know that I was never able to test this version of the game's release, and I never approved this.	False statement that you "[wer]e not able to test the version of the game that's out now on consoles" because You did test the game. See above. Further, your conduct is causing harm as shown below.  **Couchpetatods ** Couchpetatods ** Couchpeta